IN THE

Supreme Court of the United States

OCTOBER TERM, 1979

NEW YORK SHIPPING ASSOCIATION, INC., *et al.*,
Petitioners,
v.
NATIONAL LABOR RELATIONS BOARD, *et al.*,
Respondents.
No. 79-1035

INTERNATIONAL LONGSHOREMEN'S ASSOCIATION, AFL-CIO,
Petitioner,
v.
NATIONAL LABOR RELATIONS BOARD, *et al.*,
Respondents.
No. 79-1036

NATIONAL LABOR RELATIONS BOARD,
Petitioner,
v.
INTERNATIONAL LONGSHOREMEN'S ASSOCIATION, AFL-CIO, *et al.*,
Respondents.
No. 79-1082

TIDEWATER MOTOR TRUCK ASSOCIATION,
Petitioner,
and
NATIONAL LABOR RELATIONS BOARD, *et al.*,
Respondents,
v.
INTERNATIONAL LONGSHOREMEN'S ASSOCIATION, AFL-CIO, *et al.*,
Respondents.
No. 79-1099

DOLPHIN FORWARDING, INC.,
Petitioner,
v.
INTERNATIONAL LONGSHOREMEN'S ASSOCIATION, AFL-CIO, *et al.*,
Respondents.
No. 79-

HOUFF TRANSFER, INC.,
Cross-Petitioner,
and
NATIONAL LABOR RELATIONS BOARD, *et al.*,
(Petitioner in No. 79-1082),
v.
NEW YORK SHIPPING ASSOCIATION, INC., *et al.*,
(Petitioners in Nos. 79-1035 and 79-1036).
No. 79-

ON PETITIONS AND CROSS-PETITION FOR WRITS OF CERTIORARI TO THE UNITED STATES COURT OF APPEALS FOR THE DISTRICT OF COLUMBIA CIRCUIT

SUPPLEMENTAL BRIEF FOR NEW YORK SHIPPING ASSOCIATION, INC. AND COUNCIL OF NORTH ATLANTIC SHIPPING ASSOCIATIONS

CONSTANTINE P. LAMBOS
Counsel for New York Shipping Association, Inc. and Co-Counsel for Council of North Atlantic Shipping Associations
LORENZ, FINN, GIARDINO & LAMBOS
25 Broadway
New York, New York 10004
(212) 943-2470

FRANCIS A. SCANLAN
Co-Counsel for Council of North Atlantic Shipping Associations
DEASEY, SCANLAN & BENDER, LTD.
Two Girard Plaza
Philadelphia, Pennsylvania 19102
(215) 569-2333

IN THE

Supreme Court of the United States

OCTOBER TERM, 1979

No. 79-1035

NEW YORK SHIPPING ASSOCIATION, INC., *et al.*,
Petitioners,

v.

NATIONAL LABOR RELATIONS BOARD, *et al.*,
Respondents.

No. 79-1036

INTERNATIONAL LONGSHOREMEN'S ASSOCIATION, AFL-CIO,
Petitioner,

v.

NATIONAL LABOR RELATIONS BOARD, *et al.*,
Respondents.

No. 79-1082

NATIONAL LABOR RELATIONS BOARD,
Petitioner,

v.

INTERNATIONAL LONGSHOREMEN'S ASSOCIATION, AFL-CIO, *et al.*,
Respondents.

No. 79-1099

TIDEWATER MOTOR TRUCK ASSOCIATION,
Petitioner,

and

NATIONAL LABOR RELATIONS BOARD, *et al.*,
Respondents,

v.

INTERNATIONAL LONGSHOREMEN'S ASSOCIATION, AFL-CIO, *et al.*,
Respondents.

No. 79-

DOLPHIN FORWARDING, INC.,
Petitioner,

v.

INTERNATIONAL LONGSHOREMEN'S ASSOCIATION, AFL-CIO, *et al.*,
Respondents.

No. 79-

HOUFF TRANSFER, INC.,
Cross-Petitioner,
and
NATIONAL LABOR RELATIONS BOARD, *et al.*,
(*Petitioner in No. 79-1082*),
v.
NEW YORK SHIPPING ASSOCIATION, INC., *et al.*,
(*Petitioners in Nos. 79-1035 and 79-1036*).

ON PETITIONS AND CROSS-PETITION FOR WRITS OF CERTIORARI TO THE UNITED STATES COURT OF APPEALS FOR THE DISTRICT OF COLUMBIA CIRCUIT

SUPPLEMENTAL BRIEF FOR NEW YORK SHIPPING ASSOCIATION, INC. AND COUNCIL OF NORTH ATLANTIC SHIPPING ASSOCIATIONS

This brief is filed by New York Shipping Association, Inc. ("NYSA") and Council of North Atlantic Shipping Associations ("CONASA"), pursuant to Rule 24 of the Rules of this Court, to supplement their earlier brief filed in Nos. 79-1035, 79-1036 and 79-1082. NYSA and CONASA hereby advise the Court that, in addition to supporting the petitions filed by the International Longshoremen's Association, AFL-CIO in No. 79-1036 and by the Solicitor General on behalf of the National Labor Relations Board in No. 79-1082, they also do not oppose the other petitions for certiorari submitted in Nos. 79-1099, *et al.*

Although NYSA and CONASA do not endorse the factual statements and legal arguments contained in these other petitions, they do agree, for the reasons advocated in their petition in No. 79-1035, that review of the decision of the District of Columbia Circuit in this case is warranted.

However, contrary to the contentions contained in these other petitions, NYSA and CONASA respectfully submit that the decision of the District of Columbia Circuit in this case is eminently sound, and should be upheld.

CONCLUSION

For the foregoing reasons, the petitions for writs of certiorari should be granted to review the judgment entered in this case on September 25, 1979 by the United States Court of Appeals for the District of Columbia Circuit.

Respectfully submitted,

Dated: New York, New York
January 16, 1980

CONSTANTINE P. LAMBOS
Counsel for
New York Shipping Association, Inc.
and Co-Counsel for
Council of North Atlantic Shipping Associations
LORENZ, FINN, GIARDINO & LAMBOS
25 Broadway
New York, New York 10004
(212) 943-2470

Of Counsel,

ALFRED A. GIARDINO
DONATO CARUSO

FRANCIS A. SCANLAN
Co-Counsel for
Council of North Atlantic Shipping Associations
DEASEY, SCANLAN & BENDER, LTD.
Two Girard Plaza
Philadelphia, Pennsylvania 19102
(215) 569-2333